

## NOTICE OF ADOPTION

Notice is hereby given that on Thursday, September 3, 2009, the County Commissioners of Carroll County adopted Ordinance Nos. 09-09, 09-10, and 09-11 after receiving comments at a public hearing held on Thursday, September 3, 2009, summarized as follows:

1. Ordinance No. 09-09 -- Amends the 401k Plan Document as follows: **1)** Section 4.2 basic contributions; **2)** Section 4.3 matching contributions; and **3)** Section 8.3 use of forfeitures.

2. Ordinance No. 09-10 -- Creates a new Law Officers' Pension Plan that provides an enhanced benefit pension plan for sworn law enforcement officers of Carroll County established September 30, 2009. The Plan Document sets forth provisions regarding plan establishment and definitions including plan established, existing retirement plans, name, qualification under the Internal Revenue Code, applicability, construction of terms, and definitions; participation including participation requirements, re-employment, enrollment and change of employment category; credit for service including breaks in service, credit for unpaid leaves of absence, fractional credit for service, transferred and military service credit, transfers between covered and non-covered employment and purchase of service credit; contributions including payment of contributions, disposition of forfeitures, actuarial examinations, pick-up contributions and participant contributions; retirement and death benefits including normal retirement, early retirement, deferred retirement, disability benefits, other terminations of employment, maximum limits on benefits, post-termination changes, death benefits, limitations on death benefits, and cost-of-living adjustments; payment of benefits including method of payment, optional forms of benefit, general provisions applicable to options and eligible rollover distributions; beneficiaries including designation of beneficiaries and location of participants and beneficiaries; plan administration including investment of funds, prohibition against diversion of funds, prohibition against assignment of benefits, administrative authority, plan administration, retirement plan committee, mutual exclusion of responsibility, uniformity of discretionary acts, fiduciary standards, litigation, payment of administrative expenses, and review procedure; amendment and termination including right to amend, right to terminate, automatic termination of contributions, allocation and distribution, priorities for allocation of trust assets, alternative to immediate distribution of the trust, modification of allocation provisions, and plan combinations and transfers; and miscellaneous provisions including limitations on liability of County and construction.

3. Ordinance No. 09-11 -- Amends Chapter 44, Pensions and Retirement, by modifying the following provisions of the Pension Plan Document: **1)** Article 1, plan establishment and definitions; **2)** Section 2.1 participation requirements; **3)** Section 2.2 re-employment; **4)** Section 2.4 changes of employment category; **5)** Section 3.4 transferred and military service credit; **6)** Section 3.5 transfers between covered and non-covered employment; **7)** Section 4.4 pick-up contributions; **8)** Section 4.5 participant contributions; **9)** Article 5 retirement and death benefits; **10)** Article 6 payment of benefits; **11)** Section 8.6 retirement plan committee; and **12)** Section 10.2 construction.

All three Ordinances are effective October 1, 2009.

The Ordinances are on file with the County Clerk to the County Commissioners and copies

are available at the Office of the Clerk, 225 North Center Street, Room 300, Carroll County Office Building, Westminster, Maryland, 21157, during normal business hours Monday through Friday, holidays excepted. The ordinances are also available on the County website [ccgovernment.carr.org].

THE COUNTY COMMISSIONERS OF CARROLL COUNTY, MARYLAND

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